

**United States Court of Appeals**  
**FOR THE EIGHTH CIRCUIT**

---

No. 10-2617

---

United States of America,

Appellee,

v.

Milo Blaine Whitetail,

Appellant.

\*

\*

\*

\*

\*

\*

\*

\*

\*

Appeal from the United States  
District Court for the  
District of North Dakota.

[UNPUBLISHED]

---

Submitted: January 14, 2011

Filed: January 28, 2011

---

Before LOKEN, MURPHY, and COLLOTON, Circuit Judges.

---

PER CURIAM.

Federal inmate Milo Whitetail appeals the district court's<sup>1</sup> order denying his motion to vacate a garnishment order. Upon careful review, we conclude that the district court did not clearly err or abuse its discretion by finding that Whitetail was properly served with the application for writ of garnishment, the writ of garnishment, and a notice of garnishment and instructions to debtor; or by determining that tribal disbursements are not exempt property. See 18 U.S.C. § 3613(a),(f); 28 U.S.C.

---

<sup>1</sup>The Honorable Ralph R. Erickson, Chief Judge, United States District Court for the District of North Dakota.

§ 3202(b),(c); 28 U.S.C. § 3205(c)(3); Jones v. Swanson, 512 F.3d 1045, 1048 (8th Cir. 2008) (standard of review). Accordingly, we affirm. See 8th Cir. R. 47B.

---